

**Roberto Affidavit**  
**Exhibit A**  
**P 163-166 Plaintiff's Deposition**

1 JANKOUSKY 163

2 supervisor for only a month or so?

3 A Yes.

4 Q At that time, did you tell  
5 Mr. Santamaria in words and substance that you  
6 felt you were being discriminated against as a  
7 result of being a woman?

8 A NO.

9 Q Did you go to Mr. Roberto at that  
10 time and tell him that you felt you were being  
11 discriminated against by Paul Santamaria  
12 because you were a woman?

13 A No, but I did try to --

14 Q At that time, did you --

15 A At that time, no.

16 Q Did you go to Caroline Drexel and  
17 tell her that you felt you were being  
18 discriminated against by Paul Santamaria  
19 because you were a woman?

20 A I did speak to Caroline Drexel and  
21 told her that I felt he was treating me  
22 unfairly, but I did not say it was because of  
23 discrimination.

24 Q When did you tell her that?

25 A I tried to call her in early 2007

1 JANKOUSKY 164

2 to get on her calendar to go see her and her  
3 assistant. I think it was Eileen. Eileen  
4 Pansa told me to speak to, that Caroline said  
5 to talk to Joe Roberto about it.

6 Q So that was early 2007?

7 A Yes.

8 Q At the time in 2006 when you  
9 thought you were being treated differently,  
10 did you talk to anyone in the Human Resources  
11 Department of the bank about that?

12 A I made a phone call to Linda  
13 Migliorisi and asked her if I could speak to  
14 her in confidence about Paul Santamaria.

15 0 When was that?

16 A It was in the summer of 2006, to  
17 the best of my recollection.

18 Q What did she tell you?

19 A No, that she could not keep it in  
20 confidence.

21 Q Did she tell you anything else?

22 A That she would have to disclose it  
23 to Paul Santamaria.

24 Q Did she also tell you that she  
25 would have to conduct an investigation that

1 JANKOUSKY

165

2 involved talking to Paul?

3 A I don't remember her saying those  
4 words.

5 Q Were you led to believe that she  
6 would have to confront Paul with these  
7 accusations?

8 A She just responded that she  
9 wouldn't be able to keep it in confidence.

10 Q Are you aware of whether or not the  
11 bank had in place a policy prohibiting  
12 discrimination based upon gender?

13 A The bank did have a policy in  
14 place.

15 Q Did you know what your remedies  
16 under that policy were?

17 A Go to upper management. You could  
18 go to Human Resources.

19 Q When Linda Migliorisi told you that  
20 she would have to deal with this in a manner  
21 such that it would be disclosed to Paul  
22 Santamaria, at least at some point, what if  
23 anything did you decide to do at that  
24 juncture?

25 MS. GOODELL: Objection.

1 JANKOUSKY

166

2 A I decided not to say anything  
3 because I was afraid he would retaliate.

4 Q Did you know whether or not North  
5 Fork Bank had in place a policy with respect  
6 to retaliation?

7 A I don't know but I'm assuming that  
8 they did have a policy.

9 Q Do you know what the policy was?

10 A You can't retaliate.

11 Q Did you believe that your  
12 complaints about Paul Santamaria could be  
13 fully and fairly dealt with by Human Resources  
14 without their revealing something to Paul  
15 Santamaria about your complaint?

16 A I didn't think about it in those  
17 terms.

18 Q Now, you have alleged that the  
19 reason that Paul treated you the way he  
20 treated you was because you were female; is  
21 that your claim here today?

22 A Yes.

23 Q Do you know whether he stated to  
24 anyone else that you were treated the way you  
25 were treated because you were female?